

FEB 03 2010

001/015

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Date:	February 3, 2010	Time:	11:30 AM	No. of Pages Transmitted:	14
				(Including this Cover Letter)	
<u>Name</u>	<u>Company / Location</u>	<u>Fax Number</u>	<u>Phone Number</u>		
Office of Petitions – Mail Stop Petitions	USPTO	571-273-8300			

Comments:

Attention: Office of Petitions
Mail Stop Petitions
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Re: U.S. Patent Application No.: 10/524,160
Filed: March 10, 2006
Inventor: Olaf Kersten
Confirmation No.: 4000
Title: DISCHARGE VALVE PROVIDED WITH A SACK
Attorney Docket No.: 1179_033 (3029448 US01)

Please see the attached Response to Notice of Abandonment (2 pages), Petition for Revival of an Application for Patent Abandoned Unintentionally Under 37 C.F.R. §1.137(b) - Form PTO/SB/64 (2 pages), and Response to Office Action dated June 19, 2009 (9 pages).

<u>Client/Matter Name</u>	<u>Client/Matter Number</u>	<u>Time Keeper Number</u>
Hauck	3029448 US01	3567

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VIA FACSIMILE

Attention: Office of Petitions
MS: Petition
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Serial Number	10/524,160
Filed	March 10, 2006
Inventor(s)	Olaf Kersten
Confirmation No.	4000
Invention Title:	DISCHARGE VALVE PROVIDED WITH A SACK
Attorney Docket Number	1179_033 (3029448 US01)

In response to the Notice of Abandonment, dated January 28, 2010, in connection with the above-captioned application, Applicant submits as follows:

- Form PTO/SB/64 Petition for Revival of an Application for Patent Abandoned Unintentionally Under 37 C.F.R. §1.137(b) (2 pages);
- Response to Office Action dated June 19, 2009 (9 pages);
- Petition Fees in the amount of \$810.00.

Due to a clerical error, the wrong document was uploaded during filing of the response to the Office Action dated June 19, 2009, therefore no response was received within the set time period for reply. This error occurred because the same response to an Office Action for another application was inadvertently mailed the same day at the time both responses were filed. The electronic acknowledgement receipt sent by the Office failed to indicate the issue and the Applicant remained unaware until the Examiner in charge of the application, Robert Nichols, called Applicant's representative on January 21, 2010. Upon further investigation, it was determined that though the transmittals were correct, the response to the Office Action for the present application was not mailed but rather the response for the other application filed the same day.

A Notice of Abandonment followed, dated January 28, 2010, prompting this correspondence to revive due to the inadvertent error.

The delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 C.F.R. §1.137(b) was unintentional. Revival is respectfully requested as well as consideration of the as filed response to the pending Office Action.

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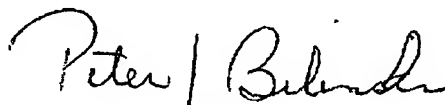
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U.S. Patent Application No.: 10/524,160
February 3, 2010
Page 2

The Director is hereby authorized to charge the fees referenced above in the amount of \$810.00 to our Deposit Account 50-3010 at the time of this response. It is believed no other fees, other than those mentioned above, are required. However and in the event additional fees are due, the Director is authorized to charge any deficiencies or credit any excess payments to our Deposit Account No. 50-3010.

Very truly yours,



Peter J. Bilinski
Reg. No. 35,067

PJB/kmj

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